

CLASSIFICATION OFFICE DECISION

Title of publication: 7527[1].jpg

Other known title(s): Not stated

OFLC ref: 1400528.007

Medium: Computer Image File Printout

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 18 August 2014

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 18 August 2014

Summary of reasons for decision:

The availability of the computer image file printout is restricted to persons who have attained the age of 18 years because it depicts an almost naked young woman posing in a sexual manner with a naked man whose genitals are visible. Because there is some ambiguity regarding the age of the young woman, it would not be reasonable to conclude that the printout deals with young people. Nor does the image suggest any obvious exploitation. New Zealand society in general perceives an injury in children and younger teenagers being exposed to explicit sexual material before they are ready. The likely injury lies in the potential for the publication to have a harmful effect on the development of sexual behaviour and attitudes.

The classification given to this publication places a limit on the freedom of expression guaranteed by the New Zealand Bill of Rights Act 1990, but the availability of the file to children and young people is likely to be injurious to the public good. The classification is reasonable, demonstrably justified and the minimum required to prevent injury.